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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

COMMODITY FUTURES TRADING
COMMISSION,

Plaintiff,

v.

DAVID GILBERT SAFFRON
a/k/a DAVID GILBERT and
CIRCLE SOCIETY, CORP.,

Defendants.

Case No. 2:19-cv-1697-JAD-DJA

**PLAINTIFF CFTC'S NOTICE OF
CORRECTED EXHIBIT B TO THE
DECLARATION OF GEORGE H. MALAS
IN SUPPORT OF THE CFTC'S THIRD
MOTION FOR AN ORDER TO SHOW
CAUSE AS TO WHY DEFENDANTS
SHOULD NOT BE HELD IN CIVIL
CONTEMPT FOR VIOLATIONS OF THE
COURT'S ASSET FREEZE (ECF NO. 98-3)**

On February 16, 2021, Plaintiff Commodity Futures Trading Commission
("Commission" or "CFTC") filed its Third Motion for an Order to Show Cause as to Why
Defendants Should Not Be Held in Civil Contempt for Violations of the Court's Asset Freeze
(ECF No. 98), with the supporting Declaration of George H. Malas and accompanying exhibits
("Malas Decl.," ECF No. 98-1; "Exhibits A-C," ECF Nos. 98-2 to 98-4). The CFTC respectfully
submits the attached, corrected Exhibit B to the Malas Declaration ("Corrected Exhibit B"),
which contains redacted corporate JP Morgan Chase bank account records in the name of Kagel
Law, A Professional Corporation, and bears the same Bates numbers as the initially-filed Exhibit

1 B (ECF No. 98-3).¹

2 Dated: March 3, 2021

Respectfully submitted,

3 By: /s/ Danielle E. Karst
4 Danielle E. Karst
5 Timothy J. Mulreany
6 **COMMODITY FUTURES TRADING**
7 **COMMISSION**
8 Three Lafayette Centre
9 1155 21st Street, N.W.
10 Washington, D.C. 20581
11 Telephone: (202) 418-5000

12 **CERTIFICATE OF SERVICE**

13 I certify that on March 3, 2021, I filed a copy of *Plaintiff CFTC's Notice of Corrected Exhibit B to*
14 *the Declaration of George H. Malas in Support of the CFTC's Third Motion for an Order to*
15 *Show Cause as to Why Defendants Should Not Be Held in Civil Contempt for Violations of the*
16 *Court's Asset Freeze*, with the Clerk of the Court using the CM/ECF system, which will serve
17 notice to all counsel of record below.

18 **John H. Gutke**

19 **John P. Witucki**

20 Gutke Law Group, PLLC

21 552 E. Charleston Blvd.

22 Las Vegas, Nevada 89104

23 (Counsel for Defendants David Gilbert Saffron and Circle Society, Corp.)

24 **William O. Kimball**

25 Pia Hoyt, LLC

26 136 E. South Temple, Suite 1900

27 Salt Lake City, UT 84111

28 (Counsel for James Damien Scott)

/s/ Danielle E. Karst

Danielle E. Karst

¹ As soon as the CFTC learned that its filing of Exhibit B included some unredacted bank transactions for the Kagel Law corporate bank account (*see* Defs.' Opp. to CFTC's Third Motion for an Order to Show Cause, ECF No. 101), the CFTC contacted the Clerk's Office to request restriction of the public viewing of the initially-filed Exhibit B until such time as the CFTC could file this Notice and Corrected Exhibit.